

Petition For Revival Of An Application For Patent Abandoned Unintentionally
Under 37 CFR 1.137(b) (Small Entity)

Docket No.
3874-128 US

In Re Application Of: Lutz, O. et al.

Serial No.
09/488,298

Filing Date
01/20/2000

Examiner
Kim, J.

Group Art Unit
1617

Invention: Novel Podophyllotoxin Compositions

FAX RECEIVED

JUN 19 2002

PETITIONS OFFICE

ASSISTANT COMMISSIONER FOR PATENTS

Attention: Office of Petitions
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. A proposed reply to the above-identified Office Action:

is enclosed. was filed on December 5, 2001

The proposed reply is in the form of: _____

2. The Issue fee:

is enclosed. was paid on _____

3. A small entity declaration:

is enclosed. was filed on January 20, 2000

4. The abandoned application was a:

design application. utility application. plant application.

5. A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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Calculation and Payment of Fees

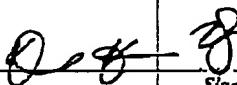
Enclosed are the following fees:

- | | |
|--|-----------------|
| 7. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$640.00</u> |
| 8. <input type="checkbox"/> Fee for amendment in the amount of: | <u> </u> |
| 9. <input checked="" type="checkbox"/> Fee for extension of time to reply to Office Action in the amount of: | <u>\$350.00</u> |
| 10. <input type="checkbox"/> Issue fee in the amount of: | <u> </u> |
| 11. <input type="checkbox"/> Continuing application filing fee in the amount of: | <u> </u> |
| 12. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | <u> </u> |
| 13. <input checked="" type="checkbox"/> Request for Continued Examination fee (enclosed as a separate check) | <u>\$740.00</u> |

Total fees enclosed: \$990.00

The fee of \$990 is to be paid as follows:

- A check in the amount of the fee is enclosed.
 - The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 13-2165
- A duplicate copy of this sheet is enclosed.

Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity)		Docket No. 3874-128 US
In Re Application Of: Lutz, O. et al.		
Serial No. 09/488,298	Filing Date 01/20/2000	Examiner Kim, J.
Invention: Novel Podophyllotoxin Compositions		
Statement		
<p>The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.</p>		
 <i>Signature</i>		Dated: March 28, 2002
Diane Dunn McKay Reg. No. 34,586 Mathews, Collins, Shepherd & McKay, P.A. 100 Thanet Circle, Suite 306 Princeton, NJ 08540 (609) 924-8555 Telephone (609) 924-3036 Facsimile		<div style="border: 1px solid black; padding: 5px;"> I certify that this document and fee is being deposited on March 28, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. </div> <div style="text-align: right; margin-top: 10px;">  <i>Signature of Person Mailing Correspondence</i> </div> <div style="text-align: right; margin-top: 10px;"> Diane Dunn McKay <i>Typed or Printed Name of Person Mailing Correspondence</i> </div>
CC:		